

City Council Special and Regular Meetings, July 23, 2002

Twin Pines Senior and Community Center, 1223 Ralston Avenue

REGULAR MEETING - 7:40 P.M.

ROLL CALL

COUNCILMEMBERS PRESENT: Metropulos, Cook, Wright, Bauer, Warden

COUNCILMEMBERS ABSENT: None

Staff Present: City Manager Kersnar, Assistant City Manager Rich, City Attorney Savaree, Community Development Director Ewing, Public Works Director Davis, Finance Director Fil, Parks and Recreation Director Mittelstadt, Police Chief Janke, Human Resources Director Dolan, Recording Secretary Kern.

PUBLIC COMMENTS AND ANNOUNCEMENTS (10 Minutes)

Mr. Gaffney, Captain, South County Fire Authority, 496 Dale View Avenue, explained the fire fighters position regarding the South County Fire Authority contract and urged the Authority to settle the contract. He gave the Recording Secretary 247 post cards (on file in the Clerk's office) from residents in support of the fire fighters position.

City Manager Kersnar reviewed the steps that have been taken so far in the negotiations. He stated that the Fire Authority was anxious to settle this contract with the firefighters.

COUNCIL MEMBER COMMENTS AND ANNOUNCEMENTS

Mayor Warden announced that C. Metropulos would take over the duties of the Clerk Pro Tem at this meeting.

Meeting recessed at this time being 8:10 P.M.

Meeting resumed at this time being 8:15 P.M.

AGENDA AMENDMENTS

Mayor Warden announced that 4-C(1) would be removed from the Consent Calendar for separate consideration.

CONSENT CALENDAR

Approval of meeting minutes: Special/Regular Meetings June 25, 2002.

Approval of Warrant List Dated: June 21 in total amount of \$138,601.53, June 27 in total amount of \$291,343.85, July 3 in total amount of \$118,693.89, July 12 in total amount of \$605,802.94.

Written Communication 2). Rec. 7/3 from PG&E re. R.96-11-004, Electric Distribution Standards; 3). Rec. 7/5 from S. Cal Edison re. I.95-02-015; R.96-11-004; 4). Rec. 7/11 from Irwin, Campbell & Tannenwald, P.C. re. Local Franchising Authorities

Motion to approve Claims Management Report.

Motion to waive reading of Ordinances.

Resolution No. 9275 approving a Permanent Encroachment Agreement for Construction of a Driveway Bridge, concrete stairs, handrails and associated piers within the public Right-of-Way at 2652 Belmont Canyon Road.(APN, 043-211-030, Owner: Andrews)

Motion designating Voting Delegate for League of California Cities Annual Conference.(City Attorney).

Ordinance No. 980 amending Chapter 28 Handbills, of the Belmont City Code.(2nd reading and adoption).

Resolution No. 9276 approving the Purchase of Four (4) concurrent Use Software Upgrades from ArcView 3.x to ArcGIS 8.2 through Environmental Systems Research Institute (ESRI) for an amount not to exceed \$11,320.53.

Resolution No. 9277 authorizing a Professional Services Agreement renewal with MidPeninsula Community Media Center for the Technical Services for Cablecast of City Council meetings.

Resolution No. 9278 approving a Permanent Encroachment Agreement for replacing the retaining wall within the public right-of-way at 2020 Alden Street. (APN, 044-342-040; Owner: Tognoni)

Resolution No. 9279 authorizing the submittal of an Application to the Bay Area Air Quality Management District for Funds for the Purpose of the U.S. Highway 101 Bicycle/Pedestrian Bridge and Bikeway Project, and authorizing the Implementation of same if the Application is approved by the Bay Area Air Quality Management District Board of Directors.

Resolution No. 9280 approving a Supplemental Appropriation and Payment in the amount of \$131,242.92 to CalPERS for a Fourth Level 1959 Survivor Death Benefit.

Resolution No. 9281 of approval of Agreement for contract services with San Mateo County Community College District for Employee Training.

Motion canceling the Printing and Mailing of the 2003 Community Calendar.

Resolution No. 9282 authorizing a Purchase Order with Ric's Sheetmetal for Air Conditioning Duct Replacement on the Police Station.

Motion accepting a second \$1,000 donation from the Greek Orthodox Church and redirecting the proceeds to the Safe Schools Program.

Resolution No. 9283 approving a Professional Services Agreement with Wheeler Plumbing for TV Inspection Services and Urgent Line Repair on an on-Call Basis for FY2002-2003 for an amount not to Exceed \$196,000.

Resolution No. 9284 approving Plans and Specifications, and authorizing Advertisement for sealed bids, approving award of contract to the Responsible Bidder for an amount not to exceed \$210,000 and authorizing the City Manager to complete a contract for Sanitary Sewer Rehabilitation, Basins 2 and 3 -Cleaning and Inspection, City Contract Number 447.

Resolution No. 9285 approving Plans and Specifications, Authorization to advertise for sealed bids, approving award of contract to the lowest responsible bidder for an amount not to exceed \$115,000, and authorizing the City Manager to complete a contract for the Mountain View Avenue/Old County Road Storm Drainage Improvement Project, City Contract No. 438.

Consent Calendar approved as amended on motion by C. Wright, seconded by C. Bauer and approved unanimously, by a show of hands.

ITEM REMOVED FROM CONSENT CALENDAR

4-C Written Communication 1). Rec. 6/20 Notice of filing of Application for Gas and Electric Revenue Increases: 2002 attrition revenue adjustment (ARA) ProceedingC. Bauer stated he removed this item from the Consent Calendar to protest these rate increases.

C. Warden suggested that C. Bauer may want to work with staff to develop a letter of protest to be sent to the Public Utilities Commission when these types of communication appear on an agenda.

C. Bauer stated he would like to work with staff on a protest letter.

Action: on motion by C. Warden, seconded by C. Cook and approved by show of hands, 4-1 (Bauer, no) to accept this Written Communication.

PUBLIC HEARING

Public Hearing to consider a Resolution vacating a portion of the Granada Street Right-Of-Way at 911 Granada Street, Fire Station No. 14 Project; and Consideration of a Resolution approving the transfer of surplus property on Ralston Avenue at Granada Street to the Belmont Fire Protection District for the Fire Station 14 Project

Public Works Director Davis explained that these two Resolutions were necessary for construction of the new Fire Station No. 14. He explained that the Ralston Avenue parcel had been relinquished by the State of California in 1958 and amended in 1979 to remove any restrictions on the disposition of the property. This action would convey this parcel by deed to the Belmont Fire Protection District. He reported that Granada Street would be modified to be a one lane one-way northbound roadway between Ralston Avenue and Masonic. Way He stated that the Planning Commission had adopted a resolution of General Plan conformance for the proposed vacation at their meeting on July 16th.

Mayor Warden opened the public hearing.

On motion by C. Cook, seconded by C. Wright, and approved unanimously, by show of hands to close public hearing.

Action: on motion by C. Wright, seconded by C. Cook, and approved unanimously, by show of hands to adopt:

Resolution No. 9286 vacating a portion of the Granada Street Right-of-Way at 911 Granada Street, Fire Station No. 14 Project.

Action: on motion by C. Bauer, seconded by C. Cook, and approved unanimously, by show of hands to adopt:

Resolution No. 9287 approving the transfer of surplus property on Ralston Avenue at Granada Street to the Belmont Fire Protection district for the Fire Station 14 Project.

Public Hearing to consider a Resolution amending Resolution No. 9266 setting Storm Water/Sewer Service Charges

City Manager Kersnar explained that this Resolution was an amendment to the Resolution adopted in June during the budget hearings. He noted that a clerical error had been discovered and the rates had not be adjusted to reflect the 8% increase.

Mayor Warden opened the public hearing.

Mr. Sangervasi, 1140 Broadway, expressed concern because his bill had increased substantially because of this method of computing the fees. Mr. Sangervasi explained he had four children, was on a fixed income and this method of calculating the fees created a hardship. He requested that Council reconsider the method used to calculate these fees.

On motion by C. Cook, seconded by C. Metropulos, and approved unanimously, by show of hands, to close the public hearing.

City Manager Kersnar stated that this increase would be used for capital improvements to maintain and improve this aging system. He noted that bonds had been sold to provide the funding for this ongoing project.

Action: on motion by C. Cook, seconded by C. Metropulos, and approved unanimously, by show of hands, to adopt:

Resolution No. 9288 amending Sewer/Storm Drain Rates to be collected by the County of San Mateo on the Property Tax Roll – FY 2003 (amends Reso.No. 9266)

OLD BUSINESS

Consideration of Council direction on Design Review Issues.

Community Development Director Ewing explained that staff had identified a number of issues that needed to be addressed to update the zoning ordinance to conform with current practice. He requested Council direction and input on the three options for amending the single family design review process. He explained that Option 1 would address the basic legal flaws and technical inconsistencies within each permit; Option 2 would provide more efficient use of staff resources, timely processing and reduction of unnecessary applicant cost; and Option 3 would provide less reliance on variance findings for individual standards.

Mr. Mathewson, Chair Planning Commission, 1820 Oak Knoll Dr, reviewed the comments made at the Planning Commission Meeting regarding these options and stated that the Commission concurred that Option 1 should be implemented now. He noted that the Planning Commission would like to review Option 2 and report back with further clarifications. He explained that the Commission had concerns with Option 3. He said the Commission felt they would like to maintain the authority over these types of planning issues.

C. Wright made a motion to implement Option 1; Option 2 to return to Planning Commission to have more options fleshed out and rejection of Option 3.

Council discussed encroachment permit applications to determine when and where it would be appropriate for the Planning Commission to consider the findings, and when they should be considered by Council.

C. Bauer made a substitute motion not to eliminate Option 3. This motion died for lack of a second.

Action: on motion by C. Wright, seconded by C. Warden, and approved, by show of hands, 4-1 (C.Bauer no) to implement Option 1- amendments to basic legal and technical issues; Option 2 –Efficiency and cost issues, to return to Planning Commission to provide more options, and rejection of Option 3- flexibility in site standards.

Restructure Recreation Division to Performance Budgeting

Assistant City Manager Rich explained that the Parks and Recreation Department would be totally restructured to the new system following this action. He noted that the rest of the City Departments would be completed by December. Assistant City Manager Rich explained that staff needed direction to determine if the Mission, Measures and Weights were correct.

Parks and Recreation Director Mittelstadt stated the Mission for the Recreation Division.

Mission Statement: Enhance the health, lifelong learning and spirit of our community with a variety of safe, inclusive and quality fee and non-fee supported recreational programs and services.

He outlined the four key attributes: 1). Providing and partnering for accessible programs for youth, adults and seniors. 2). Providing developmentally-appropriate, safe and caring child care services. 3).

Providing a variety of special events for all ages. 4). Providing promotional and educational materials.

Parks and Recreation Director Mittelstadt noted that the Commission had changed three of the weights, but staff was recommending the original weights.

Parks and Recreation Director Mittelstadt outlined the Measures and proposed Weights for each Measure:

1. The overall customer satisfaction rate for Recreation Services is X%. Weight 5. Commission concurred.
2. The overall participation ratio for registered programs is X %. Weight 4. Commission recommended weight 3. Commission felt weight was too high.
3. Overall Recreation Services revenues are X% of total program costs. Weight 3. Commission recommended weight 2. Commission felt weight was too high.
4. The community perception of recreational services is X%. Weight 3. Commission recommended weight 4. Commission felt the perception was a driver for future participation and therefore weight should be higher.
5. The budget/cost ratio is at least 1. Weight 2. Commission concurred.

Council discussed the various weights and decided that the Parks and Recreation Commission's recommendations should be considered in two areas: overall participation ratio for registered programs, and community perception of recreational services.

City Manager Kersnar clarified the weights for the five measures:

1. The overall customer satisfaction rate for Recreation Services is X%. – Weight 5.
2. The overall participation ratio for registered programs is X%. – Weight 3.
3. Overall Recreation Services revenues are X% of total program costs. – Weight 3.
4. The Community perception of recreational services is X%.- Weight 4.
5. The budget/cost ratio is at least 1. -Weight 2

Action: on motion by C. Cook, seconded by C. Bauer and approved unanimously, by show of hands, to approve the Mission Statement as stated; the Measures as stated; and the Weights as amended.

NEW BUSINESS

Consideration of a Resolution establishing an Art in Public Places Policy.

Parks and Recreation Director Mittelstadt explained that this policy would ensure that a donation or loan of art to the City would be appropriate for the municipal collection.

Ms. Murray, 2436 Lincoln Avenue, Arts Commissioner explained that before any art work was accepted into the City collection, the Arts Commission would have an expert consulted to be sure that the art meets the City criteria.

Following discussion, Council concurred that a recommendation from the Arts Commission for acceptance of art would be a Consent Calendar item.

Action: on motion by C. Cook, seconded by C. Metropulos, and approved unanimously, by show of hands, to adopt:

Resolution No. 9289 establishing an Art in Public Places Policy

Consideration of Resolution authorizing use of Council Contingency Account in the amount of \$10,000 for Peninsula Transportation Corridor Redesign Project.

City Manager Kersnar stated that this work was scheduled to begin in the latter part of 2002 and was being driven by Samtrans, the Joint Powers Board and the Transportation Authority.

Action: on motion by C. Wright, seconded by C. Bauer, and approved unanimously, by show of hands, to adopt:

Resolution No. 9290 authorizing use of Council Contingency Account in the amount of \$10,000 for Peninsula Transportation Corridor Redesign Project.

Report on San Carlos Airport Modernization – Draft Environmental Impact Report.

Mayor Warden asked Council if they would like to have this item on the next agenda to provide a written comment to the Environmental Impact Report.

Council requested copies of the EIR and concurred to discuss this after they had read it.

City Manager Kersnar stated that staff would provide some language for Council to consider for the next meeting.

Community Development Director Ewing noted that the Board of Supervisors would hold a Public Hearing on this EIR on July 30.

Consideration of a Resolution Creating a Green Task Force.

Parks and Recreation Director Mittelstadt explained that the goal of this Task Force would be to provide the City Council with information and a recommendation on a potential ballot measure to purchase open space, and improvement and ongoing maintenance of the athletic fields. He stated that the Council sub-committee, made up of Mayor Warden, Councilmember Wright and staff, determined the composition of this 15 member task force: 4 open space preservationists, 4 Youth Sports League members, 1 member each, from the Belmont Redwood Shores School District, Parks and Recreation, Planning, and Finance Commissions, 2 at-large members and 1 City Council member. He reviewed various tasks the Task Force may wish to cover, and explained that a final list could be adopted when the City Council appoints the members.

Parks and Recreation Director Mittelstadt stated that staff was recommending that a Task Force not be formed if the Council feels a ballot proposal would not be successful at this time. He said the Council may want to direct staff to poll the voters prior to forming this Task Force to provide Council with necessary information regarding the potential success of a ballot measure.

Council discussion ensued. They agreed that polling the voters should be done at a later date. They agreed that the Commissions should appoint a member who was not affiliated with any other group on the list.

City Manager Kersnar stated that staff would send a letter to the Commissions outlining the conditions for appointment. He noted that Council would have the final say on the appointments and if they felt the Task Force was not balanced, the Commissions could be asked to reconsider their appointment.

Action: on motion by C. Bauer, seconded by C. Wright, and approved unanimously, by show of hands, to adopt:

Resolution No. 9291 Creating a Green Task Force

MATTERS OF COUNCIL INTEREST/CLARIFICATION

Direction to review speed hump and stop sign policies. (C. Warden)

C.Warden requested Council concurrence to add this issue to the legislative list to consider a local policy on stop signs.

Public Works Director Davis cautioned that stop signs should be considered assignment of right-of-way and not traffic calming. He explained that stop signs were considered tools.

Council concurred to add this to the legislative list for consideration at a later date.

Discussion and direction to forward letter to Joint Powers Board regarding Baby Bullet train stop for Belmont. (C. Warden)

C. Warden stated that he would like to have Council consider sending a letter to the Joint Powers Board requesting that Belmont be considered as one of the stops for this train.

He said he had received a letter written by a group of Planning Commissioners suggesting Belmont as a destination stop.

Following discussion, Council concurred to have staff send a letter to the Joint Powers Board making this request.

C.Warden noted that the Peninsula Congestion Alliance had developed data that indicated that 25% of the Caltrain ridership departed at the Belmont station, which meant this was a significant stopping destination. He thought this fact should be mentioned in the letter.

Consideration of local ordinance regulating the nondisclosure of confidential consumer information by financial institutions. (C. Cook)

C. Cook stated that this ordinance had been discussed at the Council of Cities dinner and was being considered by the City of Daly City.

City Attorney Savaree stated that she would provide Council with any information she could gather and report back in the near future. She noted that the County of San Mateo was also considering this issue.

Council concurred to put this on the legislative list to provide time to analyze the ordinance.

ADJOURNMENT at this time, being 10:26 P.M.

George Metropulos

Clerk Pro Tem

Meeting taped and televised

Tape No. 531